

HUMAN SERVICES DEPARTMENT[441]

Notice of Intended Action

Twenty-five interested persons, a governmental subdivision, an agency or association of 25 or more persons may demand an oral presentation hereon as provided in Iowa Code section 17A.4(1)“b.”

Notice is also given to the public that the Administrative Rules Review Committee may, on its own motion or on written request by any individual or group, review this proposed action under section 17A.8(6) at a regular or special meeting where the public or interested persons may be heard.

Pursuant to the authority of Iowa Code section 217.6, the Department of Human Services proposes to amend Chapter 153, “Funding for Local Services,” Iowa Administrative Code.

These amendments specify how the State Payment Program will implement a waiting list. Implementation of the waiting list is necessary for the state to operate within the reduced appropriation due to Executive Order 19, which mandated a 10 percent across-the-board spending reduction.

New applicants will be placed on a waiting list until the Department determines there is money to fund another applicant’s services. The rules specify the procedures for submitting applications, determining the application date, and determining the priority of services for persons on the waiting list.

Placement on the waiting list will not apply to:

- Persons applying to the program for payment of commitment costs.
- Persons waiting for placement who are ready for discharge from an involuntary placement in an inpatient setting (such as a state mental health institute or a private hospital).

Requests for the waiver of any provision of the rules may be submitted under the Department’s general rule on exceptions at 441—1.8(17A,217).

These amendments were also Adopted and Filed Emergency and are published herein as **ARC 8319B**. The purpose of this Notice is to solicit comment on that submission, the subject matter of which is incorporated by reference.

Any interested person may make written comments on the proposed amendments on or before December 22, 2009. Comments should be directed to Mary Ellen Imlau, Bureau of Policy Analysis and Appeals, Department of Human Services, Hoover State Office Building, 1305 East Walnut Street, Des Moines, Iowa 50319-0114. Comments may be sent by fax to (515)281-4980 or by E-mail to policyanalysis@dhs.state.ia.us.

These amendments are intended to implement Executive Order 19 and Iowa Code section 331.440.